

Update: Juvenile Traffic Benchbook (Revised Edition)

CHAPTER 5

Abstracts, Expungement of Records, & Setting Aside Adjudications

5.1 Requirements for Sending Abstract of Court Record to Secretary of State

A. Time Requirements for Violations of the Motor Vehicle Code and Other Criminal Traffic Offenses

Effective July 20, 2006, 2006 PA 298 amended MCL 257.732(1)(a) to change the number of days within which a court must forward an abstract of the court record to the Secretary of State. On page 64 replace the first paragraph in this section with the following text and delete the existing cross-reference:

MCL 257.732(1)(a) requires the court, not more than five days after a conviction, bail forfeiture, civil infraction determination, or default judgment, to forward an abstract of the court record to the Secretary of State if the juvenile is found within the jurisdiction of the Family Division for violating the Motor Vehicle Code or a local ordinance substantially corresponding to a provision of the Motor Vehicle Code.

Effective July 20, 2006, 2006 PA 298 amended MCL 257.732(5) to remove language indicating the subsection's effective date. Replace the quote of MCL 257.732(5) near the middle of page 65 with the following text.

“The clerk of the court shall also forward an abstract of the court record to the secretary of state if a person has pled guilty to, or offered a plea of admission in a juvenile proceeding for, a violation of . . . MCL 436.1703, or a local ordinance substantially corresponding to that section, and has had further proceedings deferred under that section. If the person is sentenced to a term of probation and terms and conditions of probation are fulfilled and

the court discharges the individual and dismisses the proceedings, the court shall also report the dismissal to the secretary of state.”
MCL 257.732(5).